

1 JOHN F. FRIEDEMANN (State Bar No. 115632)  
*jfriedemann@frigolaw.com*  
2 STEPHANIE BARBER HESS (State Bar No. 204321)  
*shess@frigolaw.com*  
3 JOHN N. MACLEOD (State Bar No. 269073)  
*jmacleod@frigolaw.com*  
4 FRIEDEMANN GOLDBERG LLP  
420 Aviation Boulevard, Suite 201  
5 Santa Rosa, California 95403  
Telephone: (707) 543-4900  
6 Facsimile: (707) 543-4910

7 Attorneys for Defendants  
FIRST NATIONAL BANK OF  
8 NORTHERN CALIFORNIA,  
KATHY CASTOR, and RANDY BRUGIONI  
9

10 UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
12

13 NICK MAKREAS,

14 Plaintiff,

15 v.

16 FIRST NATIONAL BANK OF NORTHERN  
17 CALIFORNIA, a business entity, Form  
Unknown; T.D. SERVICE COMPANY a  
18 business entity, Form Unknown; KATHY  
CASTOR, an individual; RANDY BRUGIONI,  
19 an individual; COUNTY OF SAN MATEO; SAN  
MATEO COUNTY SHERIFF'S OFFICE; SAN  
20 MATEO COUNTY SHERIFF GREG MUNKS,  
in his individual and official capacity; SAN  
21 MATEO COUNTY SHERIFF'S DEPUTY  
STEPHEN DUVALL, in his individual and  
22 official capacity; SAN MATEO COUNTY  
SHERIFF'S DEPUTY HOSS, in his individual  
23 and official capacity; SAN MATEO COUNTY  
SHERIFF'S DEPUTY VALENCIA, in his  
24 individual and official capacity; Employees  
DOES 1 through 25 INCLUSIVE, in their  
25 individual and official capacity; and DOES 26  
through 50 INCLUSIVE, et al.,

26 Defendants.  
27  
28

CASE NO. CV-11-02234 JSW

**STIPULATION AND ~~[PROPOSED]~~  
ORDER SELECTING ADR PROCESS**

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

**Court Processes:**

- ☐ Non-Binding Arbitration (ADR L.R. 4)  
☐ Early Neutral Evaluation (ENE) (ADR L.R. 5)  
☒ Mediation (ADR L.R. 6)

**Private Process:**

- ☐ Private ADR (*please identify process and providers*) \_\_\_\_\_

The parties agree to hold the ADR session by:

- ☒ the presumptive deadline (*The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered*).  
☐ other requested deadline \_\_\_\_\_

DATED: June 22, 2012

FRIEDEMANN GOLDBERG LLP

By: /s/ John N. MacLeod  
JOHN N. MACLEOD  
Attorneys for Defendants  
FIRST NATIONAL BANK OF NORTHERN  
CALIFORNIA, KATHY CASTOR, and  
RANDY BRUGIONI

DATED: June 22, 2012

THE DREYFUSS FIRM, a Professional Law  
Corporation

By: /s/ Lawrence J. Dreyfuss  
LAWRENCE J. DREYFUSS  
Attorneys for Defendant  
T.D. SERVICE COMPANY

DATED: June 22, 2012

THE GOODELL LAW FIRM

By: /s/ Nelson W. Goodell  
NELSON W. GOODELL  
Attorney for Plaintiff  
NICK MAKREAS

1 **~~[PROPOSED]~~ ORDER**

2  
3 The parties' stipulation is adopted and IT IS SO ORDERED.

4 ~~The parties' stipulation is modified as follows:~~ \_\_\_\_\_

5 \_\_\_\_\_  
6 ~~and IT IS SO ORDERED.~~

7  
8  
9 Dated: June 26, 2012

  
UNITED STATES DISTRICT COURT JUDGE